

The Carlsbad Energy Center Project (07-AFC-06)

# City of Carlsbad Community Forum

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Public Adviser

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CALIFORNIA  
ENERGY COMMISSION



# What's a Public Adviser?

At the Commission

Help the public understand the process

Make recommendations for the best way to be involved

Assist in meaningful participation in proceedings

Brochures are available for more information

# Where to Get Information

The Public Adviser's Office

## At the Commission

Energy Commission Website

[www.energy.ca.gov/sitingcases/carlsbad](http://www.energy.ca.gov/sitingcases/carlsbad)

Dockets Email

[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)



List Server

[www.energy.ca.gov/listservers](http://www.energy.ca.gov/listservers)

Energy Commission Library in Sacramento

## Where the Public can Read the Application for Certification (AFC)

### Public Library Shelves

 Carlsbad City Library	1775 Dove Lane, Carlsbad
 Georgina Cole Library	1250 Carlsbad Village Drive, Carlsbad

### Electronic Access to AFC

» [www.energy.ca.gov/sitingcases/carlsbad/documents](http://www.energy.ca.gov/sitingcases/carlsbad/documents)

# Overview of 3 Step Process

Step 1: Data Adequacy (10/31/07 Data Adequate)

Step 2: Staff Discovery & Analysis

- » Issues Identification
- » Data Requests
- » Workshops
- » Staff Assessments: Preliminary (PSA) & Final (FSA)
  - » Determine if proposal complies with Laws, Ordinances, Regulations & Standards (LORS)
  - » Conduct engineering & environmental analysis
  - » Identify issues
  - » Evaluate alternatives
  - » Identify mitigation measures
  - » Recommend conditions of certification
- » Make recommendations to the Committee

# Overview of 3 Step Process

The Public Adviser's Office

## Step 3: Evidentiary Hearing and Decision

- » Committee conducts Evidentiary Hearing
- » Committee produces Presiding Member's Proposed Decision (PMPD) containing findings relating to:
  - » environmental impacts, public health, engineering
  - » compliance with LORS
  - » recommending Conditions of Certification
  - » recommending whether or not to approve the project
- » PMPD goes before full Commission for decision
- » If approved, Energy Commission monitors compliance with all Conditions of Certification for the life of the project, including facility closure

# Important Calendar Dates

November '08	CEC Staff files Preliminary Staff Assessment (PSA)
December '08	PSA Workshop (likely 2 days; tentative date of 12/16)
	Local, state & federal agency final determinations and Air District FDOC
January '09	Staff files Final Staff Assessment (FSA)
*TBD	Evidentiary Hearing(s); Committee files Presiding Member's Proposed Decision (PMPD); Hearing on PMPD; Committee files Revised PMPD; Commission Decision

*\* Committee determines this part of the schedule*

# How to Participate

## Energy Commission Meetings

### Attend Publicly Noticed Project Events

#### Sign-In Sheet to Receive Notice of All Upcoming Events

*Note: Per CA Govt. Code § 11124, you are not required to register your name or provide any information as a condition to attend or participate in this proceeding*

Public Encouraged to Comment on Noticed Agenda Topics

Non-English Speaking Welcome

Special Accommodations for Persons With Disabilities

Lourdes Quiroz (916) 654-5146  
[lquiroz@energy.state.ca.us](mailto:lquiroz@energy.state.ca.us)





# Two Levels of Public Participation

The Public Adviser's Office

## Informal Participation


### Making your voice heard

 Blue Cards: Verbal Comments at Public Meetings

 Written Comments or Statements to the Commission  
Dockets Unit (Docket No. 07-AFC-06) (PSA, FSA and PMPD)

### Comments

 Considered by the Commissioners

 Part of the record

 Not evidence

# Two Levels of Public Participation





The Public Adviser's Office

## Formal Participation (Intervenor)

### How to Formally Participate

-  Contact the Public Adviser's Office
-  File Petition to Intervene

### Who can Become an Intervenor

-  Anyone may file a Petition to Intervene in a proceeding
-  You do not have to be or have an attorney to intervene
-  The petition is considered by the assigned committee
-  If approved, you become a party to this proceeding


# Two Levels of Public Participation

The Public Adviser's Office

## Benefits & Responsibilities to Intervening

Intervenors have the same rights and responsibilities as other parties

Receive

 All filings in a case, including AFC

 Notices of hearings and workshops through Proof of Service

Fully participate in the process of obtaining information

File documents and serve them on all parties

 Motions

 Petitions

 Objections

 Briefs

Present evidence and witnesses

Cross-examine witnesses provided by other parties



## Elena M. Miller, Public Adviser

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